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PCT

FORM PTO-1390  
(REV 5-93)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER

TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A FILING UNDER 35 U.S.C. 371

433.006

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

09/787070

INTERNATIONAL APPLICATION NO.  
PCT/EP99/07002INTERNATIONAL FILING DATE  
Sept. 15, 1999PRIORITY DATE CLAIMED  
Sept, 15, 1998TITLE OF INVENTION  
PROCESS FOR PRODUCING PEPTIDES FROM BIOLOGICAL FLUIDS AND PEPTIDES OBTAINABLE BY  
SAID PROCESSAPPLICANT(S) FOR DO/EO/US  
SERVAAS VISSER et al

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☐ This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
4. ☐ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
  - a. ☐ is transmitted herewith (required only if not transmitted by the International Bureau).
  - b. ☐ has been transmitted by the International Bureau.
  - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☒ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
  - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
  - b. ☐ have been transmitted by the International Bureau.
  - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - d. ☐ have not been made and will not be made.
8. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11. to 16. below concern other document(s) or information included:

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A **FIRST** preliminary amendment.  
☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
14. ☐ A substitute specification.
15. ☐ A change of power of attorney and/or address letter.
16. ☒ Other items or information:

Also enclosed: Marked up copy of page 1 & claims showing hand-written changes, new Pages 1 and 1A, PTO Form-2038 Form PCT/RO/101 (7/98), Form PCT/IB/210 & Form PCT/IPEA/416 (7/92)

U.S. APPLICATION NO. (If known, see 37 CFR 1.50)

INTERNATIONAL APPLICATION NO.

ATTORNEY'S DOCKET NUMBER

09/787070

PCT/EP99/07002

433.006

17. ☒ The following fees are submitted:

**Basic National Fee (37 CFR 1.492(a)(1)-(5)):**

Search Report has been prepared by the EPO or JPO..... \$830.00

International preliminary examination fee paid to USPTO (37 CFR 1.482)  
..... \$640.00

No international preliminary examination fee paid to USPTO (37 CFR 1.482)  
but international search fee paid to USPTO (37 CFR 1.445(a)(2)).. \$710.00

Neither international preliminary examination fee (37 CFR 1.482) nor  
international search fee (37 CFR 1.445(a)(2)) paid to USPTO..... \$950.00

International preliminary examination fee paid to USPTO (37 CFR 1.482)  
and all claims satisfied provisions of PCT Article 33(2)-(4)..... \$90.00

ENTER APPROPRIATE BASIC FEE AMOUNT =

CALCULATIONS

PTO USE ONLY

\$710.00

\$ 710.00

Surcharge of \$130.00 for furnishing the oath or declaration later than ☐ 20 ☐ 30  
months from the earliest claimed priority date (37 CFR 1.492(e)).

\$

| Claims                                       | Number Filed | Number Extra | Rate       |
|--|--------------|--------------|------------|
| Total Claims                                 | 13 -20 -     | 0            | X \$22.00  |
| Independent Claims                           | 1 -3 -       | 0            | X \$74.00  |
| Multiple dependent claims(s) (if applicable) | 0            |              | + \$230.00 |

\$ 0

\$ 0

\$ 0

TOTAL OF ABOVE CALCULATIONS =

\$ 710.00

Reduction by 1/2 for filing by small entity, if applicable. Verified Small Entity statement  
must also be filed. (Note 37 CFR 1.9, 1.27, 1.28).

\$

SUBTOTAL =

\$ 710.00

Processing fee of \$130.00 for furnishing the English translation later the ☐ 20 ☐ 30  
months from the earliest claimed priority date (37 CFR 1.492(f)).

\$

TOTAL NATIONAL FEE =

\$ 710.00

Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be  
accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +

\$

TOTAL FEES ENCLOSED =

\$ 710.00

Amount to be:

refunded \$

charged \$

a. ☐ A check in the amount of \$\_\_\_\_\_ to cover the above fees is enclosed.

b. ☐ Please charge my Deposit Account No. \_\_\_\_\_ in the amount of \$\_\_\_\_\_ to cover the above fees.  
A duplicate copy of this sheet is enclosed.

c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any  
overpayment to Deposit Account No. 02-2275. A duplicate copy of this sheet is enclosed.

d. X PTO Form-2038 enclosed authorizing fee.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR  
1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

Bierman, Muserlian and Lucas  
600 Third Avenue  
New York, N.Y. 10016

SIGNATURE

Charles A. Muserlian

NAME

19,683

REGISTRATION NUMBER

09/787070

JG08 Rec'd PCT/PTO 13 MAR 2001

433.006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: : PCT Date: 9/15/99  
VISSER et al :  
PCT No.: PCT/EP99/07002 :  
Filed: Concurrently Herewith :  
For: PROCESS...BY SAID PROCESS :

600 Third Avenue  
New York N.Y. 10016  
March 13, 2001

PRELIMINARY AMENDMENT

Asst. Commissioner for Patents  
Washington, D.C. 20231

Sir:

Please amend this application as follows:

IN THE SPECIFICATION:

Please replace page 1 with the new pages 1 and 1A filed  
herewith.

IN THE CLAIMS:

Claim 3 (amended) The process according to claim 1, wherein  
said chromatographic medium is a cation-exchange.

Claim 4 (amended) The process according to claim 1, wherein  
said chromatographic medium is an anion-exchanger.

Claim 5 (amended) The process according to claim 1, wherein  
the said chromatographic medium is a medium for hydrophobic  
interaction chromatography.

Claim 6 (amended) The process according to claim 1, wherein  
said chromatographic medium is a medium for affinity  
chromatography.

Claim 7 (amended) The process according to claim 1, wherein

said chromatographic medium comprises a chromatographic membrane.

Claim 8 (amended) The process according to claim 1, wherein the hydrolysis is carried out enzymatically.

Claim 10 (amended) The process according to claim 1, wherein the biological fluid is selected from the group of milk, whey, blood, blood serum, egg white, culture cells, extracts from culture cells, and plant cells.

Claim 11 (amended) A peptide, obtainable by the method of claim 1, having an amino acid sequence selected from the following sequences (1) - (8), or derivatives thereof having a primary amide at the carboxy end thereof, which derivatives do not interfere with any biological properties of the peptide:

- (1) VYQHQQAMKPWIIQPKT
- (2) VYQHQQAMKPWIIQPKTKVIPY
- (3) VYQHQQAMKPWIIQPKTKVIPYVRY
- (4) VYQHQQAMKPWIIQPKTKVIPYVRYL
- (5) PEWSKC\*YQWQRRMRKLGAPSITIC\*IRRTSA (\* = linked by a disulfide bridge)
- (6) PEWSKCYQWQRRMRKLGAPSITCIRRTSA
- (7) TQRKTRNGFRVPLARE
- (8) APPKNVRW.

Cancel claim 12 and add the following claims:

--12. The method of treating microbial or viral infections in warm-blooded animals comprising administering to warm-blooded animals in need thereof an antimicrobially or antivirally effective amount of a peptide of claim 11.

13. The method of treating tumors in warm-blooded animals comprising administering to warm-blooded animals in need thereof an antitumorally effective amount of a peptide of claim 11.--

REMARKS

The amendment is submitted to inset reference to the PCT application, to remove multiple dependency from the claims and to present proper method of use claims.

Respectfully submitted,  
Bierman, Muserlian and Lucas

By:



Charles A. Muserlian #19,683  
Attorney for Applicants  
Tel.# (212) 661-8000

CAM:ds  
Enclosures

JC08 Rec'd PCT/PTO 13 MAR 2001

**PROCESS FOR PRODUCING PEPTIDES FROM BIOLOGICAL FLUIDS  
AND PEPTIDES OBTAINABLE BY SAID PROCESS**

*This application is a 371 of PCT EP99/07002  
filed September 15 1999,*  
**Field of the Invention**

The present invention relates to a process for the production of peptides of interest from proteins which occur in biological fluids. Said process involves the separation of proteins from fluids such as milk, whey or blood, by some form of chromatography, followed by further steps comprising fragmenting these proteins and selecting the peptides of interest. The invention also relates to peptides which are obtainable by said process.

**Background of the Invention**

In recent years, it has become widely recognised that many organisms, from prokaryotes to humans, use peptides as part of their host defense system. Among these, cationic peptides form an important class showing a variety of antimicrobial properties. Different peptides may have antibacterial, antiendotoxic, antibiotic-potentiating or antifungal properties, and so they are being developed for use as a novel class of antimicrobial agents and as the basis for making transgenic disease-resistant plants and animals. For a review, see, e.g., R.E.W. Hancock and R. Lehrer, *Tibtech* (1998) 16:82-88.

W. Lee Maloy and U. Prasad Kari, *Biopolymers* (1995) 37:105-122 report that the structures of these peptides from insects, horseshoe crabs, frogs, and mammals are known to have in common features of a net cationic charge due to the presence of multiple Arg and Lys residues and in most cases the ability to form amphipathic structures. Despite very diverse peptide sequences and structures, most host defense peptides appear to act by a direct lysis of the cell membrane of a pathogen. Their basic structure facilitates their interaction with the cell membrane, and their amphipathic character allows them to be incorporated into the membrane, ultimately disrupting its structure. These authors divide the host defense peptides in two structural classes, linear peptides and cyclic peptides with one to three disulfide bonds. A further tentative classification of antimicrobial peptides into four distinct groups is given by D. Destoumieux *et al.*, *J. Biol. Chem.* (1997) 45:28398-28406. These groups are based on amino acid sequences, secondary structures, and

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**Claims****(Revised 28.11.2000)**

1. A process for the production of at least one peptide of interest from a biological fluid which comprises the steps of:
  - a) contacting said biological fluid comprising one or more proteins which contain the amino acid sequence of said peptide of interest with a chromatographic medium to adsorb said protein containing said sequence,
  - b) subjecting said adsorbed material to hydrolysis to fragment said protein and produce said peptide which remains substantially adsorbed,
  - c) washing the medium to remove unbound material,
  - d) desorbing said remained substantially adsorbed peptide from said chromatographic medium, and, optionally,
  - e) further purifying said desorbed peptide of interest.
2. The process according to claim 1, further comprising, before step b), the step of washing the medium to remove unbound material.
3. The process according to claim 1 ~~or claim 2~~, wherein said chromatographic medium is a cation-exchanger
4. The process according to claim 1 ~~or claim 2~~, wherein said chromatographic medium is an anion-exchanger.
5. The process according to claim 1 ~~or claim 2~~, wherein said chromatographic medium is a medium for hydrophobic interaction chromatography.
6. The process according to claim 1 ~~or claim 2~~, wherein said chromatographic medium is a medium for affinity chromatography.
7. The process according to <sup>claim 1</sup> ~~any one of claims 1 to 6~~, wherein said chromatographic medium comprises a chromatographic membrane.
8. The process according to <sup>claim 1</sup> ~~any one of claims 1 to 7~~, wherein the hydrolysis is carried out enzymatically.

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9. The process according to claim 8, wherein one or more enzymes are used selected from the group of pepsin, chymosin, trypsin, plasmin, chymotrypsin, subtilisin, and thermolysin.

10. The process according to <sup>claim 1</sup> ~~any one of claims 1 to 9~~, wherein the biological fluid is selected from the group of milk, whey, blood, blood serum, egg white, culture cells, extracts from culture cells, and plant cells.

11. A peptide, obtainable by the method of <sup>claim 1</sup> ~~any one of claims 1 to 10~~, having an amino acid sequence selected from the following sequences (1) - (8), or derivatives thereof having a primary amide at the carboxy end thereof, which derivatives do not interfere with any biological properties of the peptide:

- (1) VYQHQQAMKPWIQPKT
- (2) VYQHQQAMKPWIQPKTKVIPY
- (3) VYQHQQAMKPWIQPKTKVIPYVRY
- (4) VYQHQQAMKPWIQPKTKVIPYVRYL
- (5) PEWSKC\*YQWQRRMRKLGAPSITC\*IRRTSA (\* = linked by a disulfide bridge)
- (6) PEWSKCYQWQRRMRKLGAPSITCIRRTSA
- (7) TQRKTRNGFRVPLARE
- (8) APRKNVRW.

12. Use of a peptide as claimed in claim 11, for the preparation of pharmaceutical compositions, preferably with antimicrobial and/or antiviral and/or antitumour activity.



**PROCESS FOR PRODUCING PEPTIDES FROM BIOLOGICAL FLUIDS  
AND PEPTIDES OBTAINABLE BY SAID PROCESS**

This application is a 371 of PCT/EP99/07002 filed September 15, 1999.

**FIELD OF THE INVENTION**

The present invention relates to a process for the production of peptides of interest from proteins which occur in biological fluids. Said process involves the separation of proteins from fluids such as milk, whey or blood, by some form of chromatography, followed by further steps comprising fragmenting these proteins and selecting the peptides of interest. The invention also relates to peptides which are obtainable by said process.

**BACKGROUND OF THE INVENTION**

In recent years, it has become widely recognized that many organisms, from prokaryotes to humans, use peptides as part of their host defense system. Among these, cationic peptides form an important class showing a variety of antimicrobial properties. Different peptides may have antibacterial, antiendotoxic, antibiotic-potentiating or antifungal properties, and so they are being developed for use as a novel class of antimicrobial agents and as the basis for making transgenic disease-resistant plants and animals. For a review, see, e.g. R.E.W. Hancock and R. Lehrer, Tibtech (1998) 16:82-88.

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amphipathic structures. Despite very diverse peptide sequences and structures, most host defense peptides appear to act by a direct lysis of the cell membrane of a pathogen. Their basic structure facilitates their interaction with the cell membrane, and their amphipathic character allows them to be incorporated into the membrane, ultimately disrupting its structure. These authors divide the host defense peptides in two structural classes, linear peptides and cyclic peptides with one to three disulfide bonds. A further tentative classification of antimicrobial peptides into four distinct groups is given by D. Destoumieux et al, J. Biol. Chem. (1997) 45:28398-284-6. These groups are based on amino acid sequences, secondary structures, and

(68)

PROCESS FOR PRODUCING PEPTIDES FROM BIOLOGICAL FLUIDS  
AND PEPTIDES OBTAINABLE BY SAID PROCESS

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Field of the Invention

The present invention relates to a process for the production of peptides of interest from proteins which occur in biological fluids. Said process involves the separation of proteins from fluids such as milk, whey or blood, by some form of chromatography, followed by further steps comprising fragmenting these proteins and  
10 selecting the peptides of interest. The invention also relates to peptides which are obtainable by said process.

Background of the Invention

In recent years, it has become widely recognised that many organisms,  
15 from prokaryotes to humans, use peptides as part of their host defense system. Among these, cationic peptides form an important class showing a variety of antimicrobial properties. Different peptides may have antibacterial, antiendotoxic, antibiotic-potentiating or antifungal properties, and so they are being developed for use as a novel class of antimicrobial agents and as the basis for making transgenic  
20 disease-resistant plants and animals. For a review, see, e.g., R.E.W. Hancock and R. Lehrer, *Tibtech* (1998) 16:82-88.

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25 presence of multiple Arg and Lys residues and in most cases the ability to form amphipathic structures. Despite very diverse peptide sequences and structures, most host defense peptides appear to act by a direct lysis of the cell membrane of a pathogen. Their basic structure facilitates their interaction with the cell membrane, and their amphipathic character allows them to be incorporated into the membrane,  
30 ultimately disrupting its structure. These authors divide the host defense peptides in two structural classes, linear peptides and cyclic peptides with one to three disulfide bonds. A further tentative classification of antimicrobial peptides into four distinct groups is given by D. Destoumieux *et al.*, *J. Biol. Chem.* (1997) 45:28398-28406.

These groups are based on amino acid sequences, secondary structures, and functional similarities: (i) linear basic peptides forming amphipathic  $\alpha$ -helices, (ii) peptides with one to six intramolecular disulfide bridges, (iii) proline-rich peptides, and (iv) glycine-rich antimicrobial peptides or polypeptides (9-30 kDa). It is referred to that the mode of action, the broad activity, the molecular diversity, and the noncytotoxicity of all these circulating antimicrobial peptides make them very attractive as therapeutic agents for pharmaceutical or agricultural applications.

W.E. Robinson *et al*, *J. Leukoc. Biol.* (1998) 63:94-100, report anti-HIV-1 activity of indolicidin, an antimicrobial tridecapeptide amide isolated from the cytoplasmic granules of bovine neutrophils. Similarly, D. Winder *et al.*, *Biochem. Biophys. Res. Commun.* (1998) 242:608-612, disclose that the expression of genes encoding the (cationic) antimicrobial peptides cecropin and mellitin has an antitumour effect in human cells.

K. Natarajan and J.A. Cowan, *Chemistry and Biology* (1998) 5:147-154 postulate on the basis of the solution structure of a synthetic lytic peptide corresponding to the amino terminus of human perforin, that the strong electrostatic interaction between the cationic region of said peptide and the lipid headgroups probably weakens the membrane, facilitating insertion of the relatively neutral/hydrophobic stretch of said peptide, and is representative of the lytic pathway. It is stated that this structural model is probably relevant to understanding the mechanisms of other cationic antimicrobial peptides.

T. Wieprecht *et al.*, *Biochemistry* (1997) 36:12869-12880 report on the influence of the angle subtended by the positively charged helix face on the membrane activity of amphipathic, antibacterial peptides. An amphipathic, mostly  $\alpha$ -helical conformation and a positive net charge have been recognised as major structural motifs which determine the membrane disturbing activity. Enhancement of the total cationic peptide charge often results in a higher antibacterial activity.

Lactoferrin is an iron-binding protein that is present in the whey fraction of milk. This protein is a main antimicrobial component of milk and is thought to contribute to the protection of infants from infectious diseases. A large number of studies has demonstrated its strong bacteriostatic effect and sometimes its bactericidal

effect and its antiviral activity. Lactoferrin may relieve some of the effects of inflammation and has a role in regulating various components of the immune system. For a review, see, e.g., L. Sanchez *et al.*, *Arch. Dis. Child.* 67:657-661.

Some bioactive peptides from lactoferrin have been reported. For example, in the early 90s a tetrapeptide of human lactoferrin was described as an inhibitor of platelet aggregation, of fibrinogen binding to ADP-activated platelets and of serotonin release: it was antithrombotic in rats, guinea-pigs and in dogs. See E. Mazoyer *et al.*, *Eur. J. Biochem.* (1990) 194:43-49; L. Drouet *et al.*, *Nouv. Rev. Fr. Hematol.* (1990) 32:59-62; G. Wu *et al.*, *Haemostasis* (1992) 22:1-6.

Some peptides of human or bovine lactoferrin possess antibacterial properties. It was found that a pepsin-generated hydrolysate of lactoferrin displayed bactericidal properties that were more potent than those of undigested lactoferrin. Also, a potent antibacterial peptide fragment from the N-terminal part of lactoferrin, named lactoferricin, was isolated from that hydrolysate. See, e.g., W. Bellamy *et al.*, *J. Appl. Bacteriol.* (1992) 73:472-479 and *Biochim. Biophys. Acta* (1992) 1121:130-136; M. Tomita *et al.*, *J. Dairy Sci.* (1991) 74:4137-4142; K. Yamauchi *et al.*, *Infect. and Immun.* (1993) 61:719-728; and E.M. Jones *et al.*, *J. Appl. Bacteriol.* (1994) 77:208-214.

Y.-C. Yoo *et al.*, *Biochem. Biophys. Res. Commun.* (1997) 297:624-628 report on the activity of bovine lactoferricin to induce apoptosis in THP-1 human monocytic leukemic cells.

In JP 08 073499 A (publ. March 1996) peptides are disclosed which are derived from human lactoferrin and which are said to be useful as immunoactivators, especially for preventing infection by cytomegalovirus.

Z.-Y. Qian *et al.*, *Biochim. Biophys. Acta* (1995) 1243:25-32 disclose the isolation and characterisation of pepsin hydrolysates of sheep and human lactoferrin and their inhibiting effect on platelet aggregation. It was *inter alia* found that a positive charge and a certain conformation of peptides are very important for the binding of lactoferrin to their receptors at the surface of platelets.

It has been documented that casein derived phosphopeptides which generally are highly negatively charged may play an important role as inhibitors of

intra-intestinal calcium nucleation and precipitation. See D.G. Schmidt *et al.*, *Neth. Milk Dairy J.* (1987) 41:121-136, and R. Sato *et al.*, *Biochim. Biophys. Acta* (1991) 1077:413-415.

WO 87/07615 and US 5,015,628 disclose a particular role of casein  
5 phosphopeptides in the prevention of dental caries, whereas P. Schupbach *et al.*, *J. Dent. Res.* (1996) 75:1779-1788, report a similar potency of the likewise negatively charged caseinomacropeptide.

P.W.J.R. Caessens *et al.*, *J. Agric. Food Chem.* (1999) 47:1856-1862,  
report that an amphipathic peptide from bovine  $\beta$ -casein carrying a highly negatively  
10 charged N-terminal sequence, contributes to the emulsion-stabilizing properties of a biological system.

The prior art referred to above and the references cited therein, the  
disclosure of which is herein incorporated by reference, show abundantly the interest  
in the functional properties including the structure-activity relationship of naturally  
15 occurring peptides or peptide fragments, in particular in relation to the immune responses of humans and animals.

A variety of methods for the preparation and isolation of lactoferrin and its  
hydrolysates have been described in the prior art. See, for example, WO 89/04608,  
WO 93/02098, WO 93/13676, EP-A-0253395, EP-A-0556083, FR 2613725 and NL  
20 8601814, wherein *inter alia* techniques are applied for the separation of charged molecules which include cation-exchange means.

EP-A-0519726 discloses a process for large-scale production of an  
antimicrobial peptide in high purity which comprises the steps of first isolating the  
protein containing the amino acid sequence of the peptide of interest, contacting a  
25 mixture of peptides containing the antimicrobial peptide obtainable by hydrolysing isolated bovine lactoferrin or bovine milk protein containing lactoferrin, with a hydrophobic chromatographic medium or cation-exchange chromatographic medium to adsorb the antimicrobial peptide, washing the medium to elute peptides other than the antimicrobial peptide, desorbing the antimicrobial peptide in solution from the  
30 washed medium, and, optionally, desalting the desorbed antimicrobial peptide solution, whereby the antimicrobial peptide of at least 90% by weight purity is

obtained. This process is rather complex and therefore expensive, and one can really wonder if for many applications an antibacterial product based on lactoferrin having a somewhat lower specific activity as compared to lactoferrin but produced in a relatively simple and therefore cheaper way, would not suffice.

5 Similar methods of preparing active peptides by cleaving a starting protein such as casein in milk enzymatically into smaller fragments, followed by a chromatographic purification step are disclosed in WO 97/16460 and JP 03 255095 A. These methods are distinct from the method of the present invention and result in different peptide fragments. WO 97/16460 disclose casein fragments having growth  
10 promoting activity, whereas JP 03 255095 A disclose casein peptides for treating thrombosis, as inhibitors of platelet aggregation caused by adenosine-5'-diphosphate and collagen.

WO 95/25437 discloses vegetable protein hydrolysates with improved colour quality which are obtained by a) extracting protein-containing vegetable flours at  
15 a pH beyond the isoelectrical range of the protein, possibly in the presence of adsorbents and b) hydrolysing the resulting protein hydrolysate in the presence of adsorbents with alkalis, acids and/or enzymatically in a manner known per se.

JP 48 010543 B (Derwent 1973-19518U) discloses the manufacture of edible protein with proteolytic enzyme by hydrolysing animal protein, exemplified by  
20 mackerel meat, in the presence of adsorbents (acid clay, active charcoal, bentonite, etc) and/or ion-exchange resin, resulting in a hydrolysate without bitterness or malodour. The resulting hydrolysate was heated to inactivate the enzyme and pasteurised, and the solid and fats and oils were separated. The solution which had no bitter taste was further concentrated under reduced pressure to give a powder  
25 containing 89% protein.

J. Leonil *et al.*, *Colloques INSERM*(1989) 174:65-68 disclose the tryptic digestion of the milk protein  $\beta$ -casein in an enzymatic membrane reactor, resulting in biologically active peptides with different release rates of fragments in the time.

JP 09 077681 A (Derwent 1997-241659) discloses an anti-HIV agent  
30 containing the peptide nisin from *Streptococcus lactis* as active component.

In view of the increased interest in peptides with useful and promising properties, there is therefore an increasing need for an efficient way to produce such peptides. The present invention aims to provide such a method which is both relatively simple and cheap.

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### Summary of the Invention

In accordance with an aspect of the present invention, there is provided a process for the production of at least one peptide of interest from a biological fluid which comprises the steps of:

a) contacting said biological fluid comprising one or more proteins which  
10 contain the amino acid sequence of said peptide of interest with a chromatographic medium to adsorb said protein containing said sequence,

b) subjecting said adsorbed material to hydrolysis to fragment said protein and produce said peptide which remains substantially adsorbed,

c) washing the medium to remove unbound material,

15 d) desorbing said remained substantially adsorbed peptide from said chromatographic medium, and, optionally,

e) further purifying said desorbed peptide of interest.

Preferably, the medium is also washed before the hydrolysis step to remove  
20 unbound material. The chromatographic medium preferably is an ion-exchanger or some affinity column material, and most preferably a chromatographic membrane having similar properties. The hydrolysis preferably is carried out enzymatically. Suitable enzymes include, e.g., pepsin, chymosin, trypsin, plasmin, chymotrypsin, subtilisin and thermolysin. Preferred biological fluids include milk, whey and other milk  
25 products, blood, blood serum, egg white, culture cells, extracts from culture cells, and plant cells.

In another aspect of the invention various peptides are provided which are obtainable by the present process. A number of said peptides is novel. In a preferred embodiment said peptides are in substantially pure form. In another preferred  
30 embodiment said peptides are biologically active.



In still another aspect of the invention said peptides are suitable for use as pharmaceutical compositions (including the pharmaceutically or sitologically acceptable salts) for various therapeutic and diagnostic purposes, for example based on antimicrobial, antiviral or antitumour activity.

5        These and other embodiments and advantages of the invention will become apparent to those skilled in the art upon review of the following detailed description and claims.

### Brief Description of the Drawings

10        Figure 1 is a schematic and illustrative representation of a preferred embodiment of the process according to the present invention.

Figure 2 is an RP-HPLC chromatogram of the active product obtained after hydrolysis of bovine  $\alpha_{s2}$ -casein bound to a cation-exchange membrane (starting from a solution of  $\alpha_{s2}$ -casein).

15        Figure 3 is an RP-HPLC chromatogram of the active product obtained after hydrolysis of goat whey protein bound to a cation-exchange membrane (starting from microfiltered goat whey).

Figure 4 is an RP-HPLC chromatogram of the active product obtained after hydrolysis of sheep whey protein bound to a cation-exchange membrane (starting from  
20 microfiltered sheep whey).

Figure 5 is an RP-HPLC chromatogram of the active product obtained after hydrolysis of bovine whey protein bound to a cation-exchange membrane (starting from microfiltered bovine whey).

Figure 6 is an RP-HPLC chromatogram of the active product obtained after  
25 hydrolysis of bovine lactoferrin bound to a cation-exchange membrane (starting from a solution of bovine lactoferrin).

Figure 7 is an RP-HPLC chromatogram of (a) the cell-free supernatant containing nisin A precursor, (b) the active product obtained after hydrolysis of nisin A precursor bound to a cation-exchange membrane.

Figure 8 is an RP-HPLC chromatogram of the fraction containing negatively charged peptides retained after hydrolysis of bovine  $\beta$ -casein bound to an anion-exchange membrane (starting from a solution of bovine  $\beta$ -casein).

Figure 9 is an RP-HPLC chromatogram of the fraction containing positively charged peptides retained after hydrolysis of egg white protein bound to a cation-exchange membrane (starting from a solution of chicken egg white).

In most Figures the observed masses of identified peptides are indicated.

### Detailed Description of the Invention

Asymmetric clustering of basic residues has been observed in various peptides that show an affinity for biological membranes. These cationic peptides have been shown, besides other activities, to kill sensitive microorganisms by inducing an increase in cell membrane permeability. The isolation of these peptides from protein hydrolysates is generally laborious, because it implies first the isolation of the precursor protein and then the purification of the cationic peptides from the enzymatic protein hydrolysate. The same applies for the isolation and purification of anionic or hydrophobic peptides having particular properties of interest.

As used herein, the term "peptide" generally refers to a protein fragment without being bound to a certain size, thus including "oligopeptide" and "polypeptide".

The term "peptide of interest", as used herein, refers to a peptide having any kind of activity, and most preferably a biological activity. The term "medium", as used herein in connection with chromatographic techniques, generally refers to a resin, gel or membrane, or other conventional chromatographic means. The use of membranes is generally preferred.

In accordance with the present invention it has surprisingly been found, after extensive research and experimentation, that a peptide of interest or a fraction enriched in such peptides of interest can be directly and efficiently obtained from a biological fluid in which proteins are contained which comprise such peptide(s) of interest, by a process comprising the steps of (i) contacting said biological fluid with a chromatographic medium, (ii) hydrolysing *in situ* the selectively bound protein, i.e. hydrolysis on said chromatographic medium, without the need for intermediate

isolation of the precursor protein(s) of interest, (iii) washing out the unbound peptides, (iv) selectively eluting the peptide or peptides of interest from said chromatographic medium, and, optionally (v) further purifying the resulting peptide or peptides.

The starting material used in the present process is any protein or mixture  
5 of proteins containing relevant domains within their sequences. The process is particularly suitable when such proteins or mixtures of proteins are obtained from biological fluids such as milk, whey or other milk fractions, blood or blood serum, egg white, cell cultures or cell culture extracts, or solutions of plant proteins. In a preferred embodiment of the invention the cell cultures or cell culture extracts are obtained from  
10 wild-type or genetically modified host organisms (e.g. bacteria, yeasts, fungi, cell lines, or plant cells) and comprise one or more precursor forms of the peptide of interest. However, it will be understood that any fluid comprising proteins which contain a peptide sequence of interest may be used. For the purpose of the present invention, such fluids are also comprised within the term "biological fluid".

15 If, for instance, the isolation of charged peptides is desired, the starting material is dissolved or dispersed in water or buffer solution, preferably low ionic strength buffer at the appropriate pH to bind the protein of interest to the ion-exchanger. Usually, no purification step is required or needed prior to contacting the solution or dispersion with the ion-exchanger. Any insoluble material, if present, can be  
20 removed in a usual manner, such as by microfiltration, ultrafiltration or centrifugation.

Ion-exchange procedures have been described for the isolation of protein/peptide components from fluids. For instance, lactoferrin and lactoperoxidase from cheese whey using bead-based ion-exchange. See the references referred to above.

Either a strong or a weak cation or anion-exchange medium (resin, gel or  
25 membrane) can be used for the concentration of the protein of interest employing continuous-flow or batchwise chromatographic techniques. A variety of groups can be chosen for use in cation-exchangers, such as carboxymethyl, methyl sulphonate, sulphopropyl or sulphonic acid. Similarly, for use in anion-exchangers, functional groups such as diethylaminoethyl or quaternary ammonium can be applied. The matrix  
30 is usually based on inorganic compounds, synthetic resins, polysaccharides, etc., a strong ion-exchange membrane being preferred. In such a membrane, functional

groups are covalently attached to the inner surface of large pore size, non-compressible and chemically very stable microporous cellulose membrane (e.g. Sartorius).

The bound protein is then hydrolysed, preferably by enzymatic hydrolysis.

5 However, acid or alkaline hydrolysis, optionally in combination with enzymatic hydrolysis can also be employed, if desired. The hydrolysis is carried out *in situ*, i.e. without isolating the selectively bound protein. The medium is preferably washed with water and/or an appropriate buffer solution prior to hydrolysis in order to substantially remove unbound materials.

10 In a preferred embodiment of the invention the selectively bound protein is enzymatically digested with pepsin. However, any enzyme (each at or near its optimum pH) which is capable of cleaving the protein of interest bound to the chromatographic medium to generate peptides of interest may be used, proteases or peptidases being preferred. Suitable enzymes include, for example, chymosin (pH  
15 approx. 3.0), trypsin, plasmin, chymotrypsin, subtilisin, and thermolysin (all at neutral pH).

If, for instance, the isolation of cationic peptides is desired, the washing out of the cation-exchanger and preferably the cation-exchange membrane to remove other protein fragments, i.e. mainly non-cationic peptides, is usually commenced  
20 immediately after hydrolysis of the protein of interest. This step can be suitably performed with water and/or a buffer solution, preferably low ionic strength buffer, at low or neutral pH, which pH is preferably about one pH unit lower than the pI of the bound cationic peptide or peptides. For instance, the washing out of these fragments can be performed with water or 10 mM sodium phosphate buffer, or alternatively a  
25 volatile buffer, e.g. 10 mM ammonium bicarbonate buffer. If desired, this by-product fraction is dried by conventional means, e.g. freeze-drying or spray-drying, and may be further employed. The cationic peptides bound to the membrane are then eluted in a usual way employing one or more appropriate buffer solutions, preferably volatile buffers, e.g. ammonium solutions of different concentrations thus avoiding a desalting  
30 step. If necessary, high ionic strength buffers, e.g. 2 M sodium chloride in phosphate buffer can be employed.

The elution step is suitably followed by further purification of the resulting peptide fraction in a manner known per se. For example, if necessary, desalting of the solution containing the peptide or peptides is suitably carried out by techniques such as ultrafiltration, dialysis, electrodialysis with membranes of suitable cut-off, gel permeation chromatography, hydrophobic interaction chromatography, or high performance liquid chromatography. If desired, this latter technique can be employed for further purification of the peptide or peptides.

The peptides obtained by the method of the present invention can be modified, if desired, by conventional techniques. For example, peptides containing cysteine residues frequently have disulfide bridges between these residues. These peptides can be modified by converting the disulfide bridge into the corresponding thiol groups, for example by chemical reduction. The biological activity of the resulting peptides with thiol groups is usually unaffected.

In a typical example, the process according to the present invention was successfully applied to the small scale production of antibacterial peptides derived from lactoferrin (LF), using cheese whey as starting material. Cheese whey from different species (cow, goat or sheep), or a mixture thereof, was employed and this resulted in a fraction of peptides with much higher activity (at least 12-fold more potent) than the undigested LFs. However, it will be clear to those skilled in the art that the present method can be successfully used with any proteins containing peptide fragments of interest, which proteins may or may not be present in complex mixtures in biological fluids.

The chromatography step in the method according to the present invention is preferably carried out using chromatographic membranes, but also other chromatographic techniques such as hydrophobic interaction or affinity chromatography can be employed, either in one or more columns or batchwise. Membrane-based processes are generally preferred since they are more rapid by allowing a higher flow rate (approx. twenty-fold) as compared with bead-based systems. In addition, these membrane-based processes can be easily up-scaled to gram or even kilogram quantities.

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The process according to the present invention is relatively simple and therefore generally economically and technically more attractive than the prior art methods. It provides in high yields peptides with a selected activity of interest without the need of intermediate purification of the precursor protein. Besides, by using the method according to the invention which clearly distinguishes from the prior art methods a number of novel peptides is obtained. In a preferred embodiment of the invention, the process is used for the production of lactoferricin and derivatives thereof from milk or whey from an appropriate source (human or animal, such as bovine, goat, sheep, horse), having desired properties. Also casein, e.g. purified bovine  $\beta$ - or  $\alpha_{s2}$ -casein is a suitable and preferred source for the production of peptides having various kinds of functional properties. Other suitable starting materials are, for example, blood, blood serum, egg white, culture cells and extracts thereof, and plant cells.

In a further aspect of the present invention, there are provided peptides, preferably in a substantially pure form, which are obtainable by the invented process, a number of which are novel. Biologically active peptides are the preferred choice. Biological activities of interest which make these peptides particularly useful include antimicrobial, antiviral, antitumour, antiinflammatory and antithrombotic activity. Evidently, the biological activity *inter alia* depends on the nature of the starting biological fluid and the proteins contained therein. A preferred embodiment of the present invention is the preparation of nisin in any form, for example nisin A or nisin Z, or a mixture thereof. A suitable starting material is, e.g., a precursor form as exemplified in Example 6.

Alternatively, these peptides including the novel peptides can be produced by other methods known in the art, such as by chemical synthesis or microbiologically or by plants.

The invention further provides a peptide of interest, obtainable by the method of the present invention, as described hereinbefore, having an amino acid sequence selected from the following sequences (1) - (8), or derivatives thereof having a primary amide at the carboxy end thereof, which derivatives do not interfere with or abolish any biological properties of the peptide:

## 12a

- (1) VYQHQAAMKPWIPKT (= SEQ ID NO.: 1)  
(2) VYQHQAAMKPWIPKTKVIPY (= SEQ ID NO.: 2)  
(3) VYQHQAAMKPWIPKTKVIPYVRY (= SEQ ID NO.: 3)  
5 (4) VYQHQAAMKPWIPKTKVIPYVRYL (= SEQ ID NO.: 4)  
(5) PEWSKC\*YQWQRRMRKLGAPSITC\*IRRTSA (= SEQ ID NO.: 5)  
(\* = linked by a disulfide bridge)  
(6) PEWSKCYQWQRRMRKLGAPSITCIRRTSA (= SEQ ID NO.: 6)  
(7) TQRKTRNGFRVPLARE (= SEQ ID NO.: 7)  
10 (8) APRKNVRW (= SEQ ID NO.: 8)

Although the process according to the present invention has been predominantly disclosed for the production of cationic peptides, it is also suitable for the production of peptides which are differently charged, or of hydrophobic peptides and peptides that otherwise can be specifically bound to a chromatographic medium  
15 based on particular properties.

The present invention also discloses the use of a peptide having an amino acid sequence selected from the sequences (1) - (8), as defined above, or derivatives thereof having an amide at the carboxy end thereof, which derivatives do not interfere with or abolish any biological properties of the peptide, for the preparation of  
20 pharmaceutical compositions, preferably with antimicrobial and/or antiviral and/or antitumour activity.

The invention will be further illustrated by the following methods and examples which are not to be construed as limiting the invention in any respect.

25

**Materials and methods**Analytical Procedures1. Reversed-phase high performance liquid chromatography (RP-HPLC)

Analytical RP-HPLC was carried out using two M 6000A pumps in  
30 combination with a high-sensitivity accessory block (Waters Ass.), an ISS-100 injector (Perkin-Elmer), a Waters Model 680 gradient controller and a Kratos 783 detector (Kratos Analytical). A 250 mm x 4.6 mm Widespore C<sub>18</sub> column (Bio-Rad Laboratories)



12b

was used with a C<sub>18</sub> cartridge (Bio-Rad) as guard column. The equipment was linked to a data acquisition and processing system (Turbochrom, Perkin-Elmer). Solvent A was a mixture of acetonitrile-water-trifluoroacetic acid (TFA) (100:900:1, v/v/v) and solvent B contained the same components (900:100:0.8, v/v/v).

- 5 Mostly, peptides were eluted using a linear gradient of solvent B in A from 0% to 50% over 70 min at a flow rate of 0.8 ml/min. Fractions of nisin or nisin precursor were eluted with a linear gradient of solvent B in A going from 10% to 25% in 10 min followed by a 50-min linear gradient from 25 to 30% of solvent B in solvent A at a flow rate of 0.8 ml/min. Fractions from  $\beta$ -casein were eluted in the following linear
- 10 gradient steps: from 10 to 16% of solvent B in A in 2 min followed by 2 min isocratic elution; to 26% B in 8 min; to 35% B in 4 min, and then to 38% B in 42 min. The absorbance of the eluent was monitored at 220 nm. Sample concentrations were approx. 1 mg/ml and injection volumes 50  $\mu$ l.

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## 2. Mass spectrometry (MS) and tandem mass spectrometry (MS/MS)

The mass of each purified peptide was assessed by mass spectrometry using a Quattro II triple quadrupole instrument (Micromass). Samples were dissolved in 50% acetonitrile, 0.3% formic acid and analysed by infusion with a syringe pump  
5 type 22 (Harvard Apparatus, South Natick, MA, USA) of the sample solution in 50% acetonitrile at 4  $\mu$ l/min through the electrospray interface. Nitrogen was used as a nebulizing and drying gas. The capillary was held at 3.9 kV; the cone voltage was 30 V. MS/MS was achieved using  $5 \times 10^{-3}$  mbar of argon in the second quadrupole. Automated peak recognition and daughter ion scanning were performed using the  
10 Masslynx software version 2.2 (Micromass) on a Windows NT workstation.

## 3. N-terminal sequence analysis

The N-terminal part of the purified peptides was identified by sequence analysis with a gasphase sequenator (Model 470A, Applied Biosystems Inc.) using  
15 25% TFA in water as conversion agent. The resulting phenylthiohydantoin (PTH) amino acids were analysed on-line by RP-HPLC with a PTH analyser (Model 120A, Applied Biosystems Inc.) using a PTH C-18 column (2.1 mm x 220 mm) (Applied Biosystems Inc.).

## 20 4. Assay for antibacterial activity

Antibacterial activities of the peptide mixtures and/or isolated peptides were determined by a plate diffusion assay using *Micrococcus flavus* DSM 1790 as indicator organism. *M. flavus* was grown in MF broth (0.1% sucrose, 1% peptone, 0.3% meat extract, 0.2% NaCl, 0.15% yeast extract pH 7.0). Peptide mixtures were  
25 tested at concentrations from 0.2 mg/ml to 50 mg/ml in bidistilled water.

A microtiter method was used to determine the minimal inhibitory concentrations (MICs) of the peptides in liquid media against various microorganisms, viz. *E. coli* (2 different strains), *Listeria innocua*, *Bacillus cereus*, *Micrococcus flavus*, and *Streptococcus thermophilus*.

Example 1Preparation of a peptide mixture with antibacterial activity from  $\alpha_{S2}$ -casein

Bovine  $\alpha_{S2}$ -casein isolated from milk was dissolved in bidistilled water at a concentration of 0.1 mg/ml and the pH was adjusted to 3.0 by addition of 1 M HCl. Prior to use, the cation-exchange membrane (Sartorius Sartobind S MA 100; Sartorius GmbH, Germany) was pre-equilibrated with acidulate bidistilled water (pH 3.0). The process was monitored by a UV detector with 2-mm lightpath flow cuvette (model EM-1 Econo UV Monitor, Bio-Rad). 1000 ml of the  $\alpha_{S2}$ -casein solution was pumped through the cation-exchange membrane at room temperature and at a flow rate of 20 ml/min. The cation-exchange membrane was then washed with acidified water (pH 3.0) to remove unbound material. The  $\alpha_{S2}$ -casein bound to the membrane was hydrolysed for 6 hours at 37 °C by recycling at 20 ml/min, at reverse flow, 100 ml of an aqueous solution (25 mg/ml, pH 3.0) of porcine pepsin (Sigma Chemical Co.). The cation-exchange membrane was rinsed with acidified water pH 3.0 followed by 10 mM ammonium bicarbonate buffer, adjusted with formic acid (pH 7.0) until baseline level was achieved. Finally, the cationic antibacterial peptides were desorbed from the membrane with 7 M ammonia solution which was freeze-dried to obtain a powdered active product. This active product was monitored by reversed-phase high performance liquid chromatography (RP-HPLC) (Fig. 2), and the peptides were identified by mass spectrometry (MS) and tandem mass spectrometry (MS/MS). The masses and amino acid sequences of major peptides obtained in this product are summarised in Table 1. After extensive hydrolysis (overnight), the ratio among the four peptides was shifted towards the shortest sequence (mass 1982.9).

Table 1

Masses and amino acid sequences of the cationic antibacterial peptides obtained after hydrolysis of  $\alpha_{S2}$ -casein on the cationic-exchange membrane

| Observed mass | Theoretical mass | Sequence                  |
|---------------|------------------|---------------------------|
| 1982.9        | 1983.4           | VYQHQQAMKPWIQPKT          |
| 2583.8        | 2584.1           | VYQHQQAMKPWIQPKTKVIPY     |
| 3002.2        | 3002.6           | VYQHQQAMKPWIQPKTKVIPYVRY  |
| 3115.7        | 3115.8           | VYQHQQAMKPWIQPKTKVIPYVRYL |

5

Example 2Preparation of a peptide with antibacterial activity from goat whey

10 Prior to its use, the cation-exchange membrane described in Example 1 was pre-equilibrated with 10 mM sodium phosphate buffer (pH 7.0). The process was monitored by a UV detector with 2-mm lightpath flow cuvette (model EM-1 Econo UV Monitor, Bio-Rad). 1000 ml of microfiltered goat cheese whey at pH 6.5 (hereafter referred to as "starting material") was pumped through the cation-exchange membrane

15 at room temperature and at a flow rate of 20 ml/min. The cation-exchange membrane was washed with acidified bidistilled water (pH 3.0) or alternatively, bidistilled water or 10 mM phosphate buffer to remove unbound material. The material bound to the cation-exchange membrane was hydrolysed overnight at 37 °C by recycling at 20 ml/min, at reverse flow, 100 ml of an aqueous solution (25 mg/ml, pH 3.0) of porcine

20 pepsin (Sigma Chemical Co.). The cation-exchange membrane was rinsed with acidified water pH 3.0 followed by a 7 M ammonia solution until baseline level was achieved. Finally, the strongly bound peptides were eluted with 2 M NaCl. The 2 M NaCl fraction was desalted using a Sep-Pak® C<sub>18</sub> environmental cartridge (Waters Ass.) with a linear 0 to 100% gradient of acetonitrile in water. After acetonitrile

25 evaporation, this fraction was freeze-dried to obtain a powdered active product. This active product was monitored by RP-HPLC (Fig. 3) and MS, and the sequence of the major peptide in this fraction was derived from N-terminal sequencing and MS data.

The mass and the sequence of the major peptide in this product are summarised in Table 2. The data indicate that this active peptide is a goat lactoferrin fragment.

Table 2

Mass and amino acid sequence of the cationic antibacterial peptide obtained after hydrolysis on the cationic-exchange membrane using goat cheese whey as starting material

| Observed mass | Theoretical mass | Sequence                         |
|---------------|------------------|----------------------------------|
| 3493.3        | 3493.9           | PEWSKC*YQWQRRMRKLGAPSITC*IRR TSA |

\* linked by a disulfide bridge

Example 3

Preparation of a peptide with antibacterial activity from sheep whey

Experimental conditions were as described above for Example 2 with the exception that microfiltered sheep cheese whey (pH 6.5) was used as starting material. The active product obtained was monitored by RP-HPLC (Fig. 4) and MS, and the sequence of the major peptide in this fraction was derived from N-terminal sequencing and MS data. The mass and the sequence of the major peptide in this product are summarised in Table 3. The data indicate that the active product is a sheep lactoperoxidase fragment.

Table 3

Mass and amino acid sequence of the cationic antibacterial peptide obtained after hydrolysis on the cationic-exchange membrane using sheep cheese whey as starting material

| Observed mass | Theoretical mass | Sequence         |
|---------------|------------------|------------------|
| 1929.0        | 1929.2           | TQRKTRNGFRVPLARE |

#### Example 4

##### Preparation of a peptide mixture with antibacterial activity from bovine whey

Experimental conditions were as described above for Example 2 with the exception that microfiltered bovine Gouda cheese whey (pH 6.5) was used as starting material. The active product obtained was monitored by RP-HPLC (Fig. 5) and MS, and the sequence of the major peptides in this fraction was derived from N-terminal sequencing and MS data. The masses and the sequences of the major peptides in this product are summarised in Table 4. The data indicate that these active products are fragments of bovine lactoferrin.

Table 4

Masses and amino acid sequences of the cationic antibacterial peptides obtained after hydrolysis on the cationic-exchange membrane using bovine cheese whey as starting material

| Observed mass | Theoretical mass | Sequence                      |
|---------------|------------------|-------------------------------|
| 1026.0        | 1026.2           | APRKNVRW                      |
| 3123.2        | 3123.8           | FKC*RRWQWRMKKLGAPSITC*VRRAF   |
| 3194.2        | 3194.9           | FKC*RRWQWRMKKLGAPSITC*VRRFAFA |

\* linked by a disulfide bridge

#### Example 5

##### Preparation of a peptide mixture with antibacterial activity from purified bovine lactoferrin

Experimental conditions were as described above for Example 2 with the exception that a solution of purified bovine lactoferrin in 10 mM sodium phosphate buffer (pH 7.0) was used as starting material. The active product obtained was monitored by RP-HPLC (Fig. 6) and MS, and the sequence of the major peptides in this fraction was derived from N-terminal sequencing and MS data. The masses and the sequences of the major peptides in this product are summarised in Table 5.

Table 5

Masses and amino acid sequences of the cationic antibacterial peptides obtained after hydrolysis on the cationic-exchange membrane using a solution of purified lactoferrin as starting material.

5

| Observed mass | Theoretical mass | Sequence                      |
|---------------|------------------|-------------------------------|
| 1026.0        | 1026.2           | APRKNVRW                      |
| 3123.4        | 3123.8           | FKC*RRWQWRMKKLGAPSITC*VRRAF   |
| 3194.4        | 3194.9           | FKC*RRWQWRMKKLGAPSITC*VRRFAFA |

\* linked by a disulfide bridge

Example 6

10

Preparation of the lantibiotic nisin A from a cell extract containing nisin A precursor

For the production of nisin A precursor, *Lactococcus lactis* strain MG1614 harbouring the plasmid pNZ9111 [Van der Meer *et al.*, J. Bacteriol. (1993) 175:2578-2588] was grown to the early stationary phase (final optical density at 600 nm 0.9-1.0, pH 6.2) in M17 broth (Difco Laboratories, Detroit, MI, USA) supplemented with 0.5 w/v % glucose and 10 mg/ml erythromycin. The culture was centrifuged for 20 min at 2,500 × g to remove lactococcal cells. The supernatant was again centrifuged for 30 min at 10,000 × g and, after 10-fold dilution with bidistilled water, the pH was adjusted to 4.5-4.8 with acetic acid.

Prior to use, the cation-exchange membrane (Sartorius Sartobind S MA 100; Sartorius GmbH, Göttingen, Germany) was equilibrated with 10 mM ammonium acetate buffer, pH 4.5. The process was monitored by a UV detector with a 2-mm lightpath flow cuvette (Model EM-1 Econo UV Monitor, Bio-Rad Laboratories, Richmond, CA, USA). 3 L of the 10-fold diluted cell-free supernatant was pumped through the cation-exchange membrane at room temperature and at a flow rate of 20 ml/min which was generated by a peristaltic pump (Verder-Vleuten b.v., Vleuten, The Netherlands). The cation-exchange membrane was then washed with 10 mM sodium phosphate buffer, pH 7.0, to remove unbound material. The nisin precursor bound to

the membrane was hydrolysed for 15 min at 37 °C by recycling, at 20 ml/min and at reverse flow, 50 ml of a solution of trypsin (Sigma Chemical Co., St. Louis, MO, USA) (0.1 mg/ml) in 10 mM sodium phosphate buffer, pH 7.0. After hydrolysis, the membrane was rinsed with 10 mM sodium phosphate buffer, pH 7.0, until baseline level was achieved. Finally, nisin was desorbed from the cation-exchange membrane with 1 M KCl in phosphate buffer, pH 7.0. This fraction showed activity against *Micrococcus flavus* when tested by a plate diffusion assay. The active product was monitored by reversed-phase high-performance liquid chromatography (RP-HPLC) (Fig. 7), and the isolated nisin A component was identified by mass spectrometry.

10

### Example 7

#### Preparation of negatively charged peptides from $\beta$ -casein

Prior to use, the anion-exchange membrane (Sartorius Sartobind Q MA 100; Sartorius GmbH, Göttingen, Germany) was equilibrated with 10 mM Tris-HCl buffer, pH 8.2. The process was monitored by a UV detector with a 2-mm lightpath flow cuvette (Model EM-1 Econo UV Monitor, Bio-Rad Laboratories, Richmond, CA, USA). 1 L of a solution of  $\beta$ -casein (0.1 mg/ml) in 10 mM Tris-HCl buffer, pH 8.2, was pumped through the anion-exchange membrane at room temperature and at a flow rate of 20 ml/min which was generated by a peristaltic pump (Verder-Vleuten BV, Vleuten, The Netherlands). The anion-exchange membrane was then washed with 10 mM sodium phosphate buffer, pH 7.0, to remove unbound material. The  $\beta$ -casein bound to the membrane was hydrolysed for 14h at 37°C by recycling, at 20 ml/min and at reverse flow, 50 ml of a solution of trypsin (Sigma Chemical Co., St. Louis, MO, USA) (0.02 mg/ml) in 10 mM sodium phosphate buffer, pH 7.0. After hydrolysis and washing of the membrane with 10 mM Tris-HCl buffer, pH 8.2, the membrane-bound peptides were eluted with a linear gradient from 0 to 100% of 1 M NaCl in 10 mM Tris-HCl buffer, pH 8.2. The most strongly retained fraction was monitored by reversed-phase high-performance liquid chromatography (RP-HPLC) (Fig. 8), and the peptides in this fraction were identified by mass spectrometry.

Example 8Preparation of positively charged peptides from egg-white

Prior to use, the cation-exchange membrane (Sartorius Sartobind S MA  
5 100; Sartorius GmbH, Göttingen, Germany) was equilibrated with 20 mM HEPES  
buffer, pH 8.0. The process was monitored by a UV detector with a 2-mm lightpath  
flow cuvette (Model EM-1 Econo UV Monitor, Bio-Rad Laboratories, Richmond, CA,  
USA). The whites of three eggs were separated and diluted with 20 mM HEPES, pH  
8.0, to give a 10% (w/v) suspension. The suspension was settled overnight at 4°C  
10 under stirring and the supernatant liquid was collected by centrifuging at 10000 x g for  
30 min. Approx. 600 ml of this clear egg-white solution was pumped through the  
cation-exchange membrane at room temperature and at a flow rate of 20 ml/min which  
was generated by a peristaltic pump (Verder-Vleuten BV, Vleuten, The Netherlands).  
The cation-exchange membrane was then washed with 20 mM HEPES buffer, pH 8.0,  
15 to remove unbound material. The protein bound to the membrane was hydrolysed for  
12 h at 60°C by recycling, at 20 ml/min and at reverse flow, 50 ml of a 1% (v/v)  
solution of Alcalase® (2.4 units/g; Novo Nordisk, Bagsvaerd, Denmark) in 20 mM  
HEPES buffer, pH 8.0. After hydrolysis and washing of the membrane with 20 mM  
HEPES buffer, pH 8.0, the membrane-bound peptides were eluted with a 7 M  
20 ammonia solution. This fraction was monitored by reversed-phase high-performance  
liquid chromatography (RP-HPLC). See Figure 9.

The present disclosure is therefore to be considered as in all respects  
illustrative and not restrictive, the scope of the invention being indicated by the  
25 appended Claims, and all changes which come within the meaning and range of  
equivalency are intended to be embraced therein.



## Claims

~~(Revised 28.11.2000)~~

1. A process for the production of at least one peptide of interest from a biological fluid which comprises the steps of:

5 a) contacting said biological fluid comprising one or more proteins which contain the amino acid sequence of said peptide of interest with a chromatographic medium to adsorb said protein containing said sequence,

b) subjecting said adsorbed material to hydrolysis to fragment said protein and produce said peptide which remains substantially adsorbed,

10 c) washing the medium to remove unbound material,

d) desorbing said remained substantially adsorbed peptide from said chromatographic medium, and, optionally,

e) further purifying said desorbed peptide of interest.

15 2. The process according to claim 1, further comprising, before step b), the step of washing the medium to remove unbound material.

3. The process according to claim 1 or claim 2, wherein said chromatographic medium is a cation-exchanger.

20 4. The process according to claim 1 or claim 2, wherein said chromatographic medium is an anion-exchanger.

5. The process according to claim 1 or claim 2, wherein said chromatographic  
25 medium is a medium for hydrophobic interaction chromatography.

6. The process according to claim 1 or claim 2, wherein said chromatographic medium is a medium for affinity chromatography.

30 7. The process according to any one of claims 1 to 6, wherein said chromatographic medium comprises a chromatographic membrane.

8. The process according to any one of claims 1 to 7, wherein the hydrolysis is carried out enzymatically.

9. The process according to claim 8, wherein one or more enzymes are used selected from the group of pepsin, chymosin, trypsin, plasmin, chymotrypsin, subtilisin, and thermolysin.

10. The process according to any one of claims 1 to 9, wherein the biological fluid is selected from the group of milk, whey, blood, blood serum, egg white, culture cells, extracts from culture cells, and plant cells.

11. A peptide, obtainable by the method of any one of claims 1 to 10, having an amino acid sequence selected from the following sequences (1) - (8), or derivatives thereof having a primary amide at the carboxy end thereof, which derivatives do not interfere with any biological properties of the peptide:

(1) VYQHQQAMKPWIQPKT

(2) VYQHQQAMKPWIQPKTKVIPY

(3) VYQHQQAMKPWIQPKTKVIPYVRY

(4) VYQHQQAMKPWIQPKTKVIPYVRYL

(5) PEWSKC\*YQWQRRMRKLGAPSITC\*IRRTSA (\* = linked by a disulfide bridge)

(6) PEWSKCYQWQRRMRKLGAPSITCIRRTSA

(7) TQRKTRNGFRVPLARE

(8) APRKNVRW.

12. Use of a peptide as claimed in claim 11, for the preparation of pharmaceutical compositions, preferably with antimicrobial and/or antiviral and/or antitumour activity.

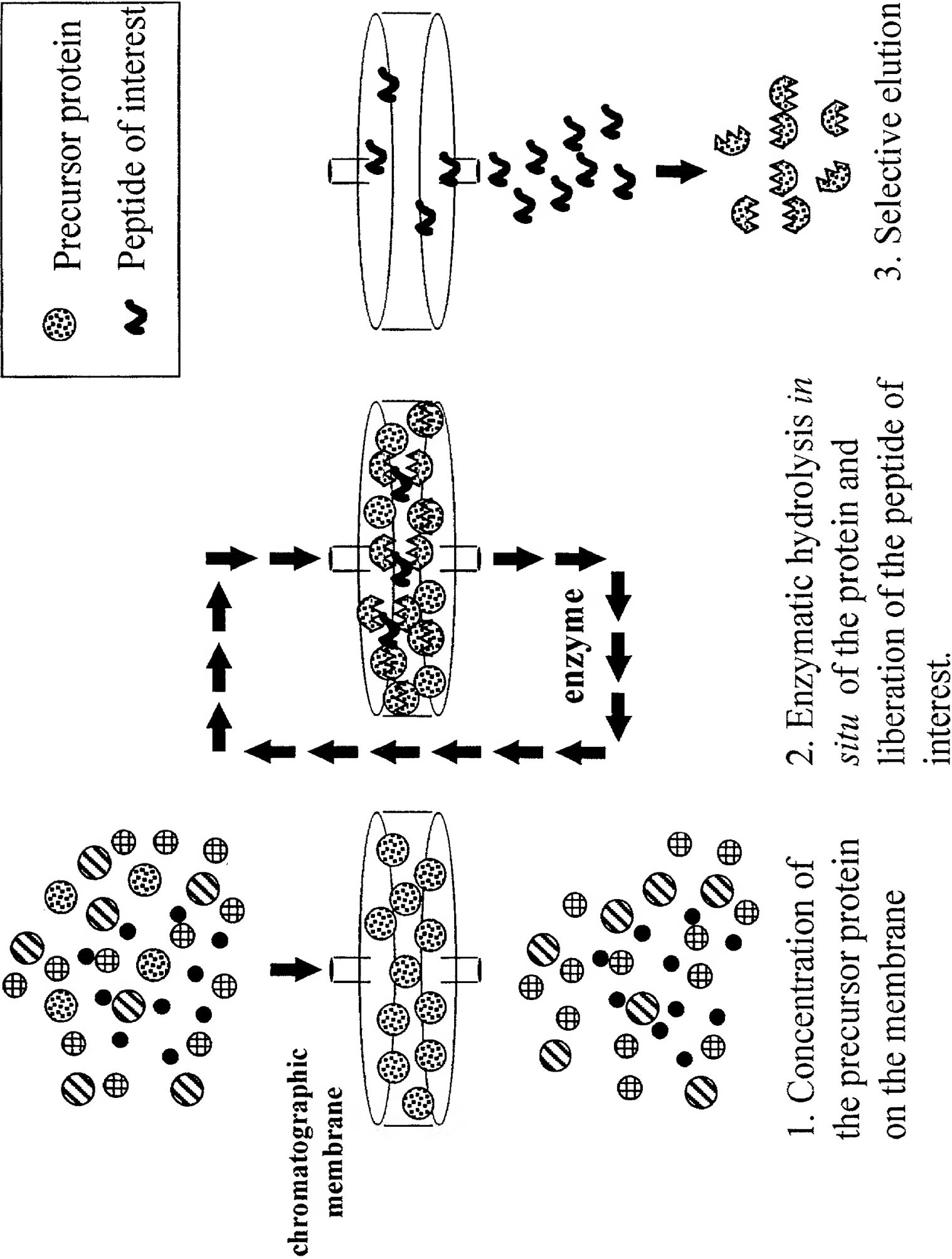
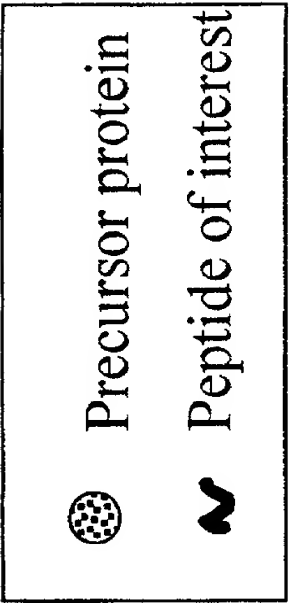


FIGURE 1

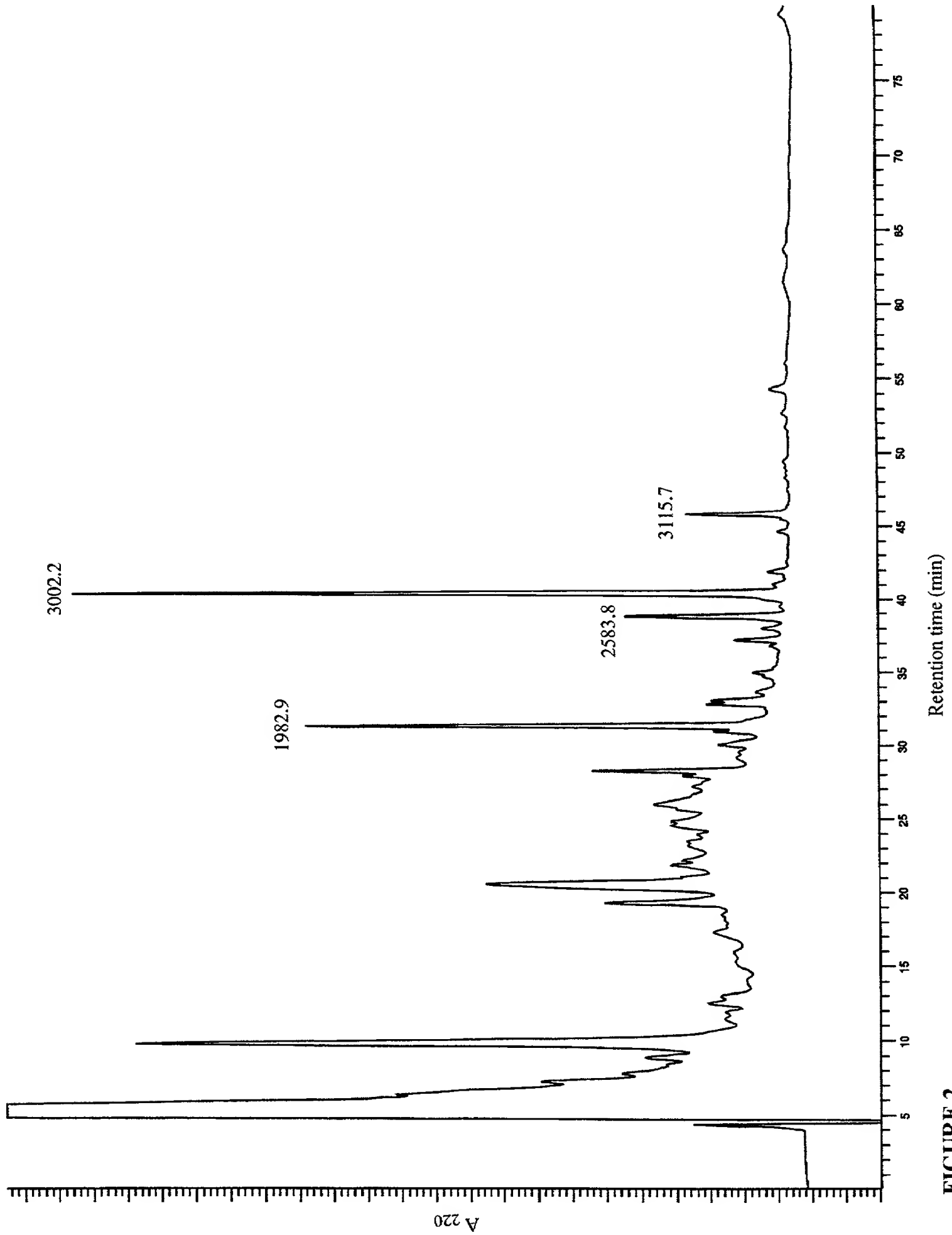


FIGURE 2

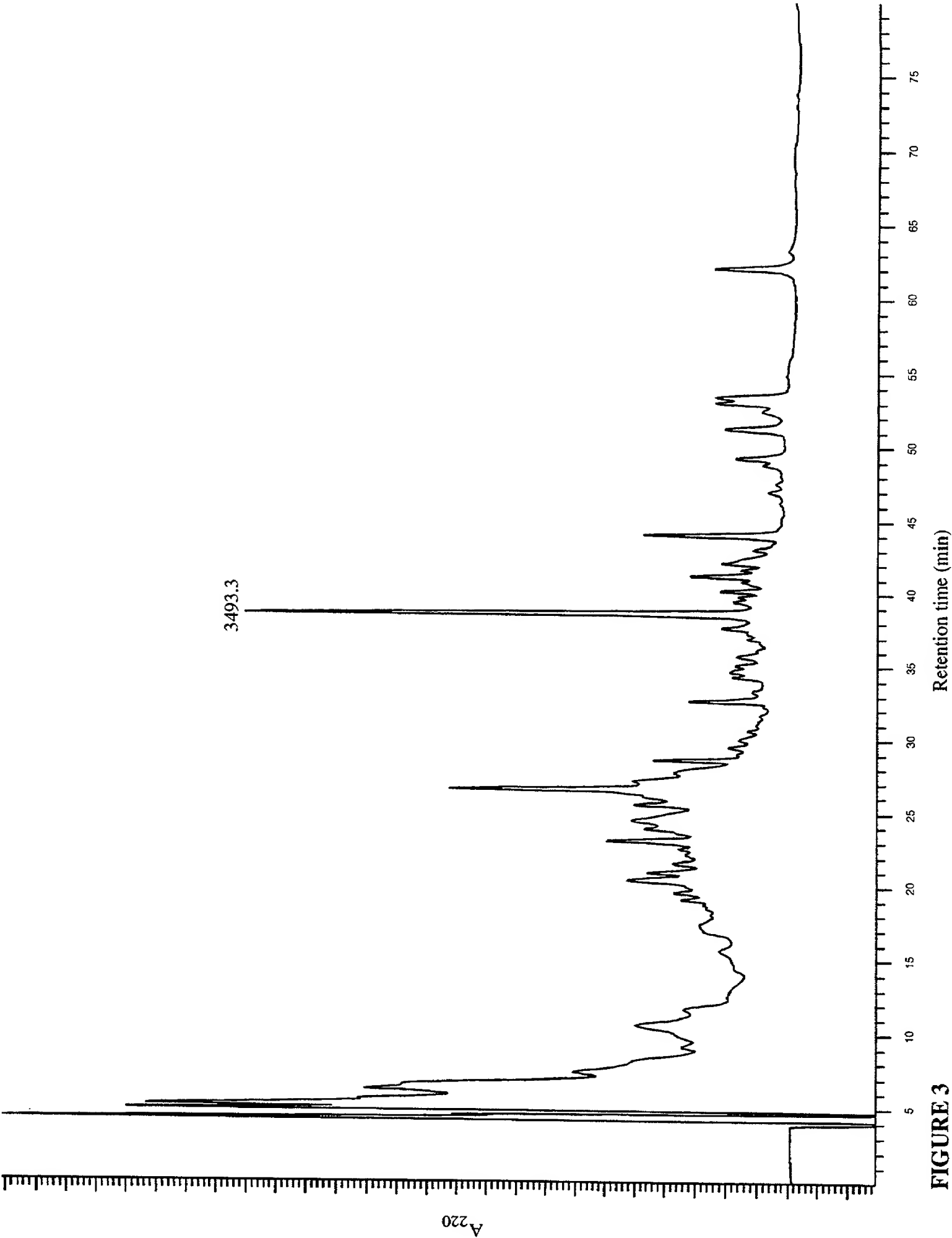


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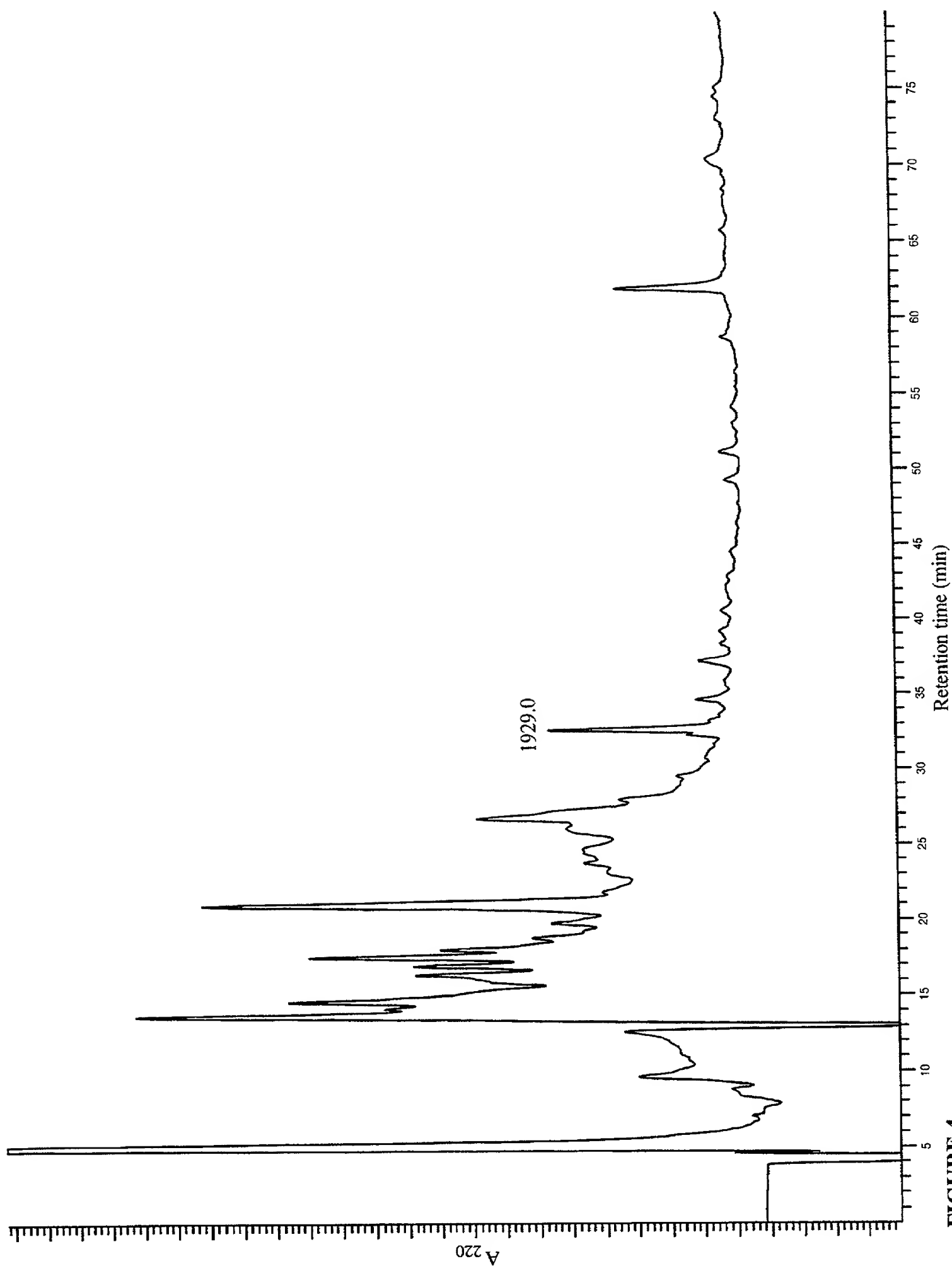


FIGURE 4

09/20070

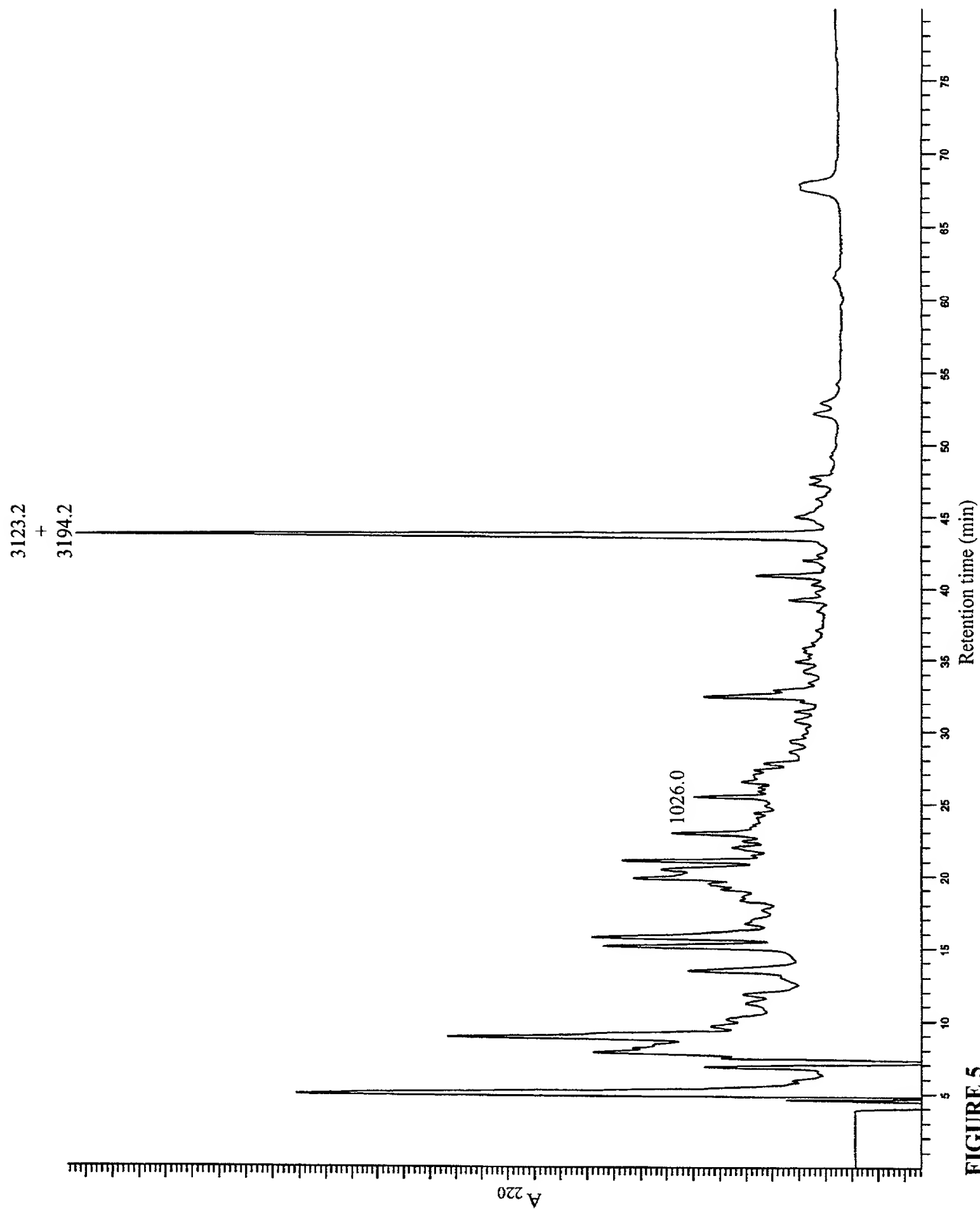


FIGURE 5

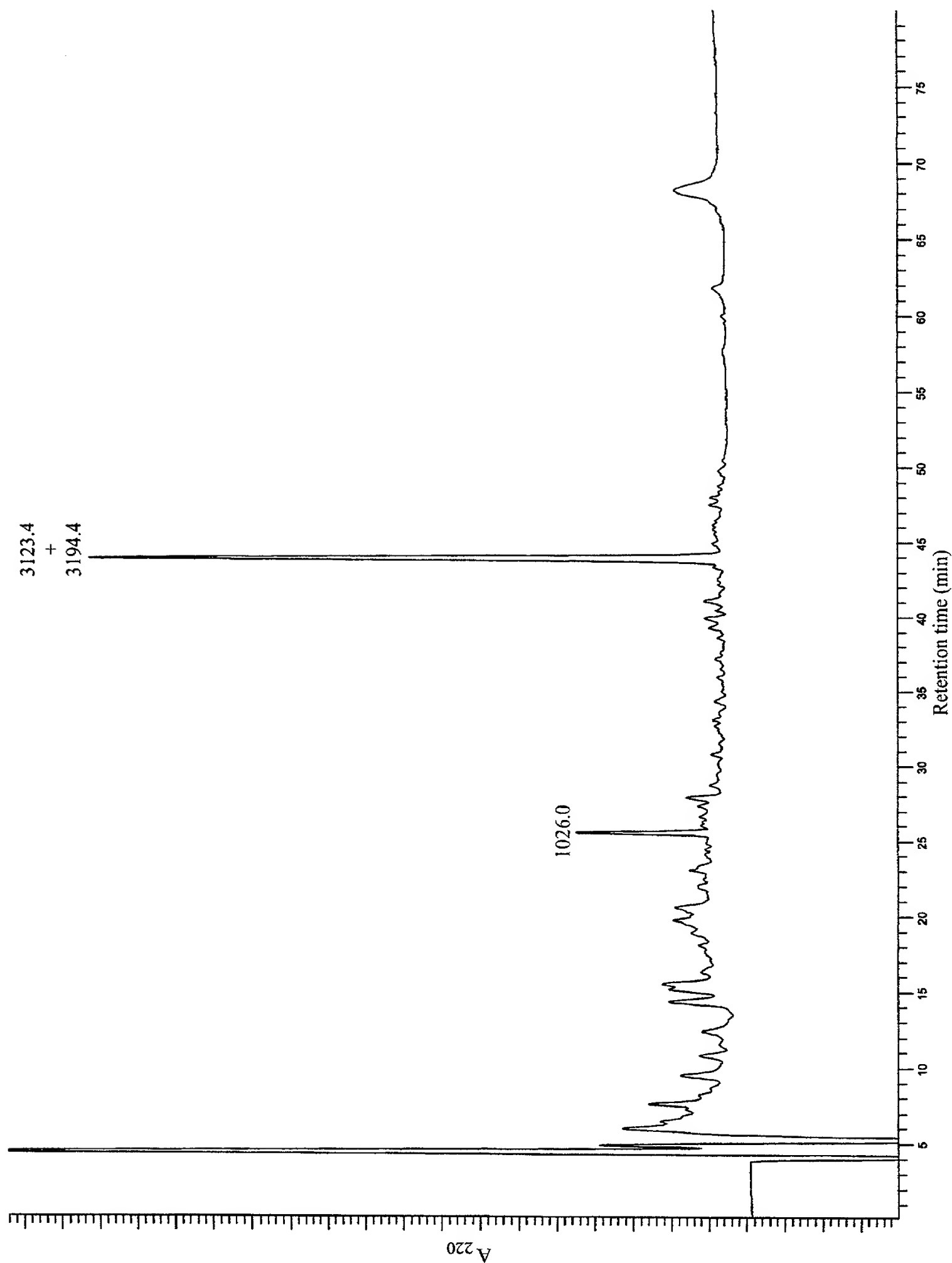


FIGURE 6



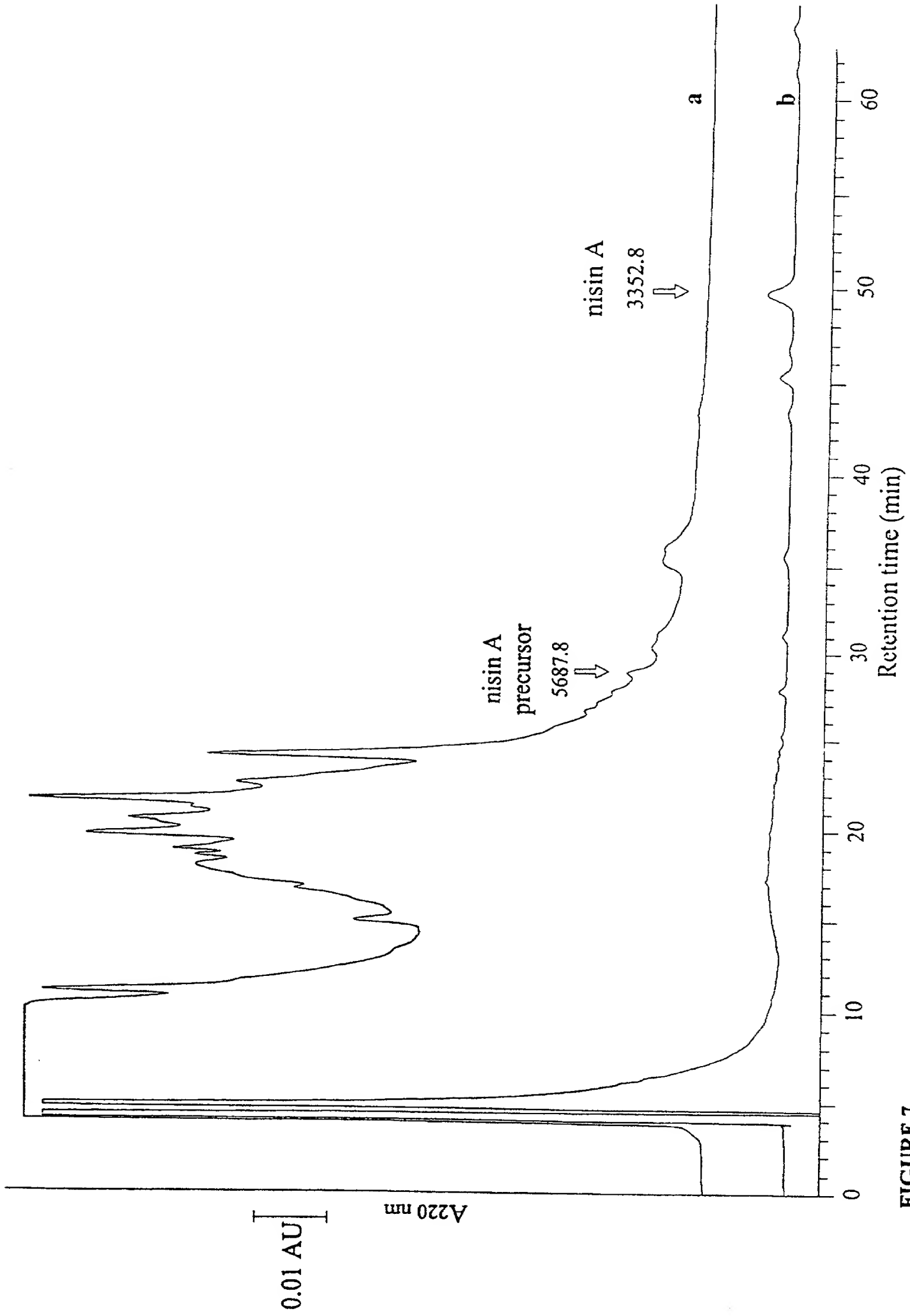


FIGURE 7

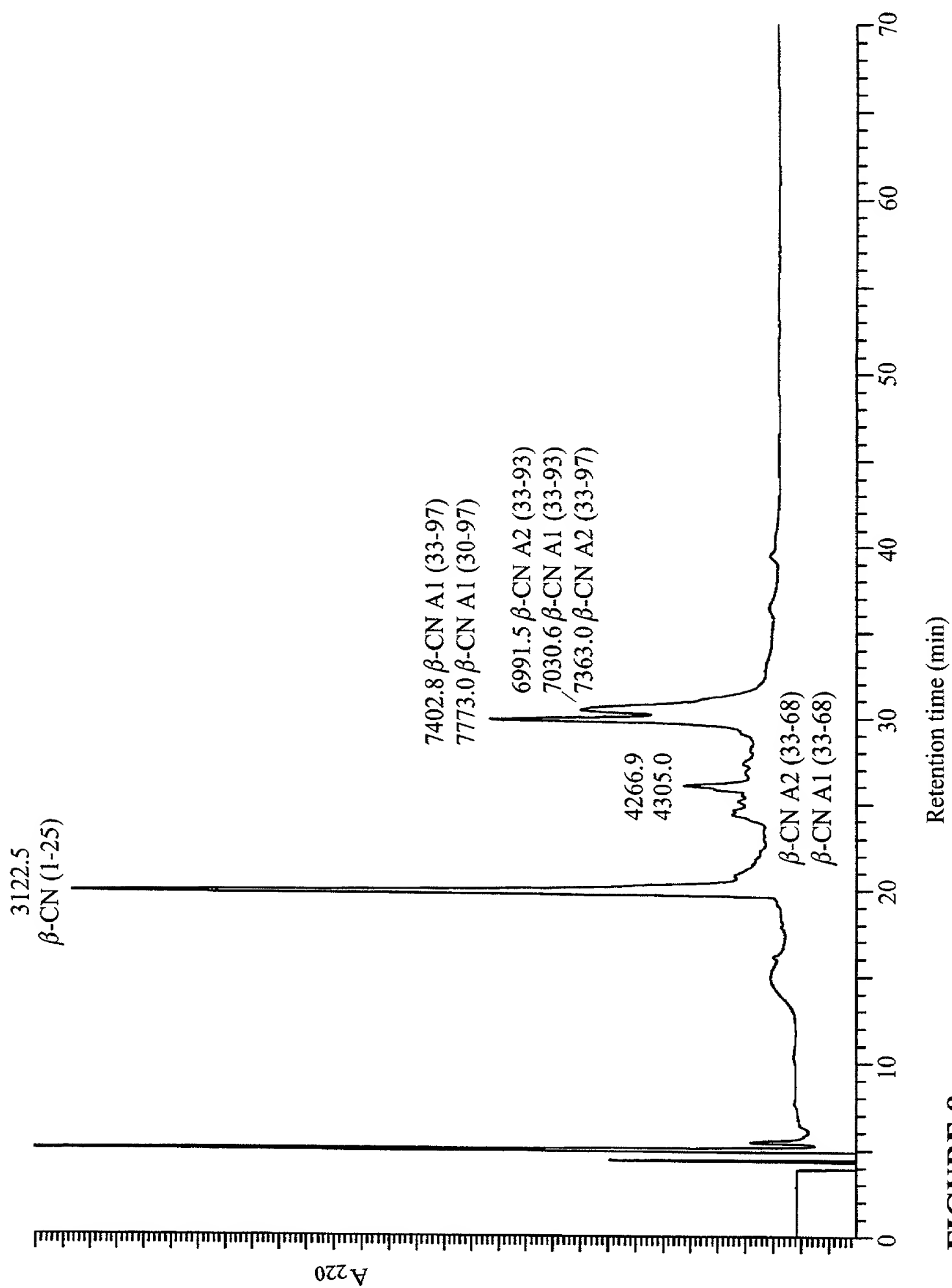


FIGURE 8

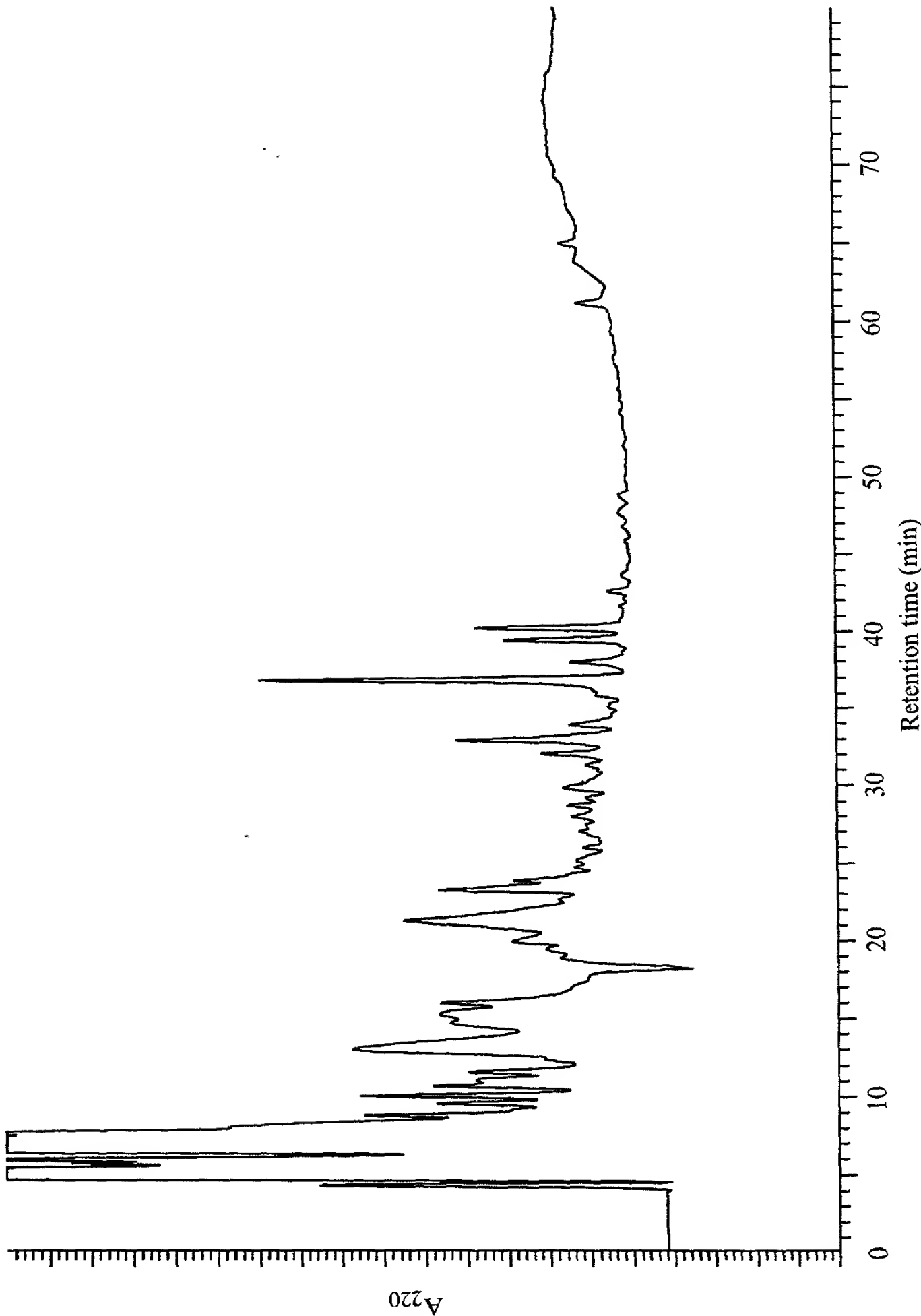


FIGURE 9



SEQUENCE LISTING

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Visser, S.  
Recio, I.

<120> Process for producing peptides from biological fluids  
and peptides obtainable by said process

<130> 433.006

<140> US 09/787,070

<141> 2001-03-13

<150> EP 98203107.2

<151> 1998-09-15

<150> EP 99201815.0

<151> 1999-06-08

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SEQUENCE LISTING

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and peptides obtainable by said process

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| Val | Tyr | Gln | His | Gln | Lys | Ala | Met | Lys | Pro | Trp | Ile | Gln | Pro | Lys | Thr |
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| Val | Tyr | Gln | His | Gln | Lys | Ala | Met | Lys | Pro | Trp | Ile | Gln | Pro | Lys | Thr |
| 1   |     |     |     | 5   |     |     |     | 10  |     |     |     |     |     | 15  |     |

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|-----|-----|-----|-----|-----|
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fragment from bovine whey

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# DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION

☒ Declaration OR  
Submitted  
with Initial Filing

☐ Declaration  
Submitted after  
Initial Filing

|                        |                    |
|------------------------|--------------------|
| Attorney Docket Number | 433.006            |
| First Named Inventor   | VISSER et al       |
| COMPLETE IF KNOWN      |                    |
| Application Number     | PCT/EP99/07002     |
| Filing Date            | September 15, 1999 |
| Group Art Unit         |                    |
| Examiner Name          |                    |

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

PROCESS FOR PRODUCING PEPTIDES FROM BIOLOGICAL FLUIDS AND  
PEPTIDES OBTAINABLE BY SAID PROCESS

(Title of the invention)

the specification of which

☐ is attached hereto  
OR

☒ was filed on (MM/DD/YYYY) 09/15/99 as United States Application Number or PCT International

Application Number PCT/EP99/07002 and was amended on (MM/DD/YYYY) (if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37 Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code §119 (a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365 (a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

| Prior Foreign Application<br>Number(s) | Country | Foreign Filing Date<br>(MM/DD/YYYY) | Priority<br>Not Claimed  | Certified Copy Attached? |                                     |
|--|---------|-------------------------------------|--------------------------|--------------------------|-------------------------------------|
|  |         |                                     |                          | YES                      | NO                                  |
| 98/203107.2                            | Europe  | 09/15/98                            | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 99/201815.0                            | Europe  | 06/08/99                            | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| PCT/EP99/07002                         | PCT     | 09/15/99                            | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            |

☐ Additional foreign application numbers are listed on a supplemental priority sheet attached hereto:

I hereby claim the benefit under Title 35, United States Code §119(e) of any United States provisional application(s) listed below.

| Application Number(s) | Filing Date (MM/DD/YYYY) | <input type="checkbox"/> Additional provisional application<br>numbers are listed on a<br>supplemental priority sheet<br>attached hereto. |
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|                       |                          |   |

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| U.S. Parent Application Number | PCT Parent Number | Parent Filing Date (MM/DD/YYYY) | Parent Patent Number (if applicable) |
|--------------------------------|-------------------|---------------------------------|--------------------------------------|
|                                |                   |                                 |                                      |

☐ Additional U.S. or PCT international application numbers are listed on a supplemental priority sheet attached hereto.

As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

| Name                         | Registration Number | Name | Registration Number |
|------------------------------|---------------------|------|---------------------|
| Bierman, Muserlian and Lucas | 18,818              |      |                     |
| Jordan B. Bierman            | 18,629              |      |                     |
| Charles A. Muserlian         | 19,683              |      |                     |
| Donald C. Lucas              | 31,275              |      |                     |

☐ Additional registered practitioner(s) named on a supplemental sheet attached hereto.

Direct all correspondence to:

Name | Charles A. Muserlian  
 Address | Bierman, Muserlian and Lucas  
 Address | 600 Third Avenue  
 City | New York | State | NY | ZIP | 10016  
 Country | U.S.A. | Telephone | (212) 661-8000 | Fax | (212) 661-8002

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor:

☐ A petition has been filed for this unsigned inventor

Given Name | Servaas | Middle Initial | | Family Name | VISSER | Suffix e.g. Jr. |  
 Inventor's Signature | | Date |

Residence: City | Ede | State | | Country | The Netherlands | Citizenship | Dutch

Post Office Address | Irenelaan 39, NL-6713 ML Ede, The Netherlands

Post Office Address |

City | Ede | State | | Zip | NL-6713 | Country | The Netherlands

☒ Additional inventors are being named on supplemental sheet(s) attached hereto

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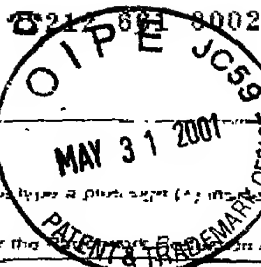
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## DECLARATION

ADDITIONAL INVENTOR(S)  
Supplemental Sheet

|  |  |                |  |   |                 |             |                 |
|--|--|----------------|--|---|-----------------|-------------|-----------------|
| Name of Additional Joint Inventor, if any: |  |                |  | <input type="checkbox"/> A petition has been filed for this unsigned inventor |                 |             |                 |
| Given Name                                 | Isidra   | Middle Initial |  | Family Name   | RECIO           | Suffix      |                 |
| Inventor's Signature                       |  |                |  |   |                 | Date        |                 |
| Residence: City                            | Ede  | State          |  | Country   | The Netherlands | Citizenship | Dutch           |
| Post Office Address                        | NIZO food research, Kernhernseweg 2, NL-6718 ZB, |                |  |   |                 |             |                 |
| Post Office Address                        | Ede, The Netherlands                             |                |  |   |                 |             |                 |
| City                                       | Ede  | State          |  | Zip   | NL-6713         | Country     | The Netherlands |
| Name of Additional Joint Inventor, if any: |  |                |  | <input type="checkbox"/> A petition has been filed for this unsigned inventor |                 |             |                 |
| Given Name                                 |  | Middle Initial |  | Family Name   |                 | Suffix      |                 |
| Inventor's Signature                       |  |                |  |   |                 | Date        |                 |
| Residence: City                            |  | State          |  | Country   |                 | Citizenship |                 |
| Post Office Address                        |  |                |  |   |                 |             |                 |
| Post Office Address                        |  |                |  |   |                 |             |                 |
| City                                       |  | State          |  | Zip   |                 | Country     |                 |
| Name of Additional Joint Inventor, if any: |  |                |  | <input type="checkbox"/> A petition has been filed for this unsigned inventor |                 |             |                 |
| Given Name                                 |  | Middle Initial |  | Family Name   |                 | Suffix      |                 |
| Inventor's Signature                       |  |                |  |   |                 | Date        |                 |
| Residence: City                            |  | State          |  | Country   |                 | Citizenship |                 |
| Post Office Address                        |  |                |  |   |                 |             |                 |
| Post Office Address                        |  |                |  |   |                 |             |                 |
| City                                       |  | State          |  | Zip   |                 | Country     |                 |
| Name of Additional Joint Inventor, if any: |  |                |  | <input type="checkbox"/> A petition has been filed for this unsigned inventor |                 |             |                 |
| Given Name                                 |  | Middle Initial |  | Family Name   |                 | Suffix      |                 |
| Inventor's Signature                       |  |                |  |   |                 | Date        |                 |
| Residence: City                            |  | State          |  | Country   |                 | Citizenship |                 |
| Post Office Address                        |  |                |  |   |                 |             |                 |
| Post Office Address                        |  |                |  |   |                 |             |                 |
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| Name of Additional Joint Inventor, if any: |  |                |  | <input type="checkbox"/> A petition has been filed for this unsigned inventor |                 |             |                 |
| Given Name                                 |  | Middle Initial |  | Family Name   |                 | Suffix      |                 |
| Inventor's Signature                       |  |                |  |   |                 | Date        |                 |
| Residence: City                            |  | State          |  | Country   |                 | Citizenship |                 |
| Post Office Address                        |  |                |  |   |                 |             |                 |
| Post Office Address                        |  |                |  |   |                 |             |                 |
| City                                       |  | State          |  | Zip   |                 | Country     |                 |

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Submitted after  
Initial Filing

|                        |                    |
|------------------------|--------------------|
| Attorney Docket Number | 433.006            |
| First Named Inventor   | VISSER et al       |
| COMPLETE IF KNOWN      |                    |
| Application Number     | PCT/EP99/07002     |
| Filing Date            | September 15, 1999 |
| Group An Unit          |                    |
| Examiner Name          |                    |

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(Title of the invention)

the specification of which

☐ is attached hereto  
OR

☒ was filed on (MM/DD/YYYY) 09/15/99

as United States Application Number or PCT International

Application Number PCT/EP99/07002 and was amended on (MM/DD/YYYY) (if applicable)

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| Prior Foreign Application Number(s) | Country | Foreign Filing Date (MM/DD/YYYY) | Priority Not Claimed     | Certified Copy Attached? |                                     |
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|                                     |         |                                  |                          | YES                      | NO                                  |
| 98/203107.2                         | Europe  | 09/15/98                         | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 99/201815.6                         | Europe  | 06/08/99                         | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
|                                     |         |                                  | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            |
| PCT/EP99/07002                      | PCT     | 09/15/99                         | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            |

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| Application Number(s) | Filing Date (MM/DD/YYYY) | <input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority sheet attached hereto. |
|-----------------------|--------------------------|--|
|                       |                          |  |

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| U.S. Parent Application Number | PCT Parent Number | Parent Filing Date (MM/DD/YYYY) | Parent Patent Number (if applicable) |
|--------------------------------|-------------------|---------------------------------|--------------------------------------|
|                                |                   |                                 |                                      |

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| Charles A. Muserlian         | 19,683              |      |                     |
| Donald C. Lucas              | 31,275              |      |                     |

☐ Additional registered practitioner(s) named on a supplemental sheet attached hereto.

Direct all correspondence to:

|         |                              |           |                |     |                |
|---------|------------------------------|-----------|----------------|-----|----------------|
| Name    | Charles A. Muserlian         |           |                |     |                |
| Address | Bierman, Muserlian and Lucas |           |                |     |                |
| Address | 600 Third Avenue             |           |                |     |                |
| City    | New York                     | State     | NY             | ZIP | 10016          |
| Country | U.S.A.                       | Telephone | (212) 661-8000 | Fax | (212) 661-8002 |

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor:

☐ A petition has been filed for this unsigned inventor

|                      |         |                |  |             |        |                 |  |
|----------------------|---------|----------------|--|-------------|--------|-----------------|--|
| Given Name           | Servaas | Middle Initial |  | Family Name | VISSER | Suffix e.g. Jr. |  |
| Inventor's Signature |         |                |  |             | Date   | March 21, 2001  |  |

|                |     |       |  |         |                 |             |       |
|----------------|-----|-------|--|---------|-----------------|-------------|-------|
| Residence City | Ede | State |  | Country | The Netherlands | Citizenship | Dutch |
|----------------|-----|-------|--|---------|-----------------|-------------|-------|

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|      |     |       |  |     |         |         |                 |
|------|-----|-------|--|-----|---------|---------|-----------------|
| City | Ede | State |  | Zip | NL-6713 | Country | The Netherlands |
|------|-----|-------|--|-----|---------|---------|-----------------|

☒ Additional inventors are being named on supplemental sheet(s) attached hereto